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Attorneys for Plaintiffs
NORTHERN CALIFORNIA RIVER WATCH,
TEAMSTERS LOCAL 70, and EAST BAY
ALLIANCE FOR A SUSTAINABLE ECONOMY

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

NORTHERN CALIFORNIA RIVER WATCH,
a non-profit corporation; TEAMSTERS
LOCAL 70, a labor organization; and EAST
BAY ALLIANCE FOR SUSTAINABLE
ECONOMY, a non-profit organization,

Plaintiffs,

v.

OAKLAND MARITIME SUPPORT
SERVICES, INC., a corporation; WILLIAM
ABOUDI, an individual; and JORGE
GONZALEZ RIVERA d.b.a. CHRISTIAN
BROTHERS TRUCK SERVICES, an
individual; and REDEVELOPMENT AGENCY
OF THE CITY OF OAKLAND, a local public
agency;

Defendants.

Case No.: 4:10-cv-3912 CW-JSC

**STIPULATION AND ~~PROPOSED~~
ORDER TO RESCHEDULE
SETTLEMENT CONFERENCE AND
VACATE ORDER TO SHOW CAUSE
HEARING**

Hearing: October 30, 2012
Courtroom: A, 15th Floor
Time: 9:30 a.m.

Hon. Magistrate Judge Nathanael Cousins

WHEREAS, on October 12, 2012, pursuant to the parties' Stipulation and [Proposed]
Order to Extend Discovery Deadlines and Trial Date, the Court issued an order indicating that
the case would be referred to a Magistrate Judge for a settlement conference;

WHEREAS, on October 17, 2012, the Court referred the case to Magistrate Judge
Nathanael M. Cousins for a settlement conference;

1 WHEREAS, on October 18, 2012, the Court issued an order setting the settlement
2 conference for October 30, 2012, at 9:30 a.m.;

3 WHEREAS, the parties communicated with each other subsequent to the assignment of
4 the date and determined that the date was not available for all parties.

5 WHEREAS, the parties solicited alternative dates for the settlement conference from
6 Judge Cousins' clerk, and ultimately determined that November 15, 2012, at 9:30 a.m., would be
7 suitable for all parties. Given the parties understanding of the Court's available alternative dates
8 and their intent to request a revised settlement conference date from the Court, the parties
9 anticipated filing their settlement conference statements on a date consistent with any revised
10 date for the conference;

11 WHEREAS, the parties were not able to confirm each of their availability as of October
12 23, 2012, and inadvertently did not submit settlement conference statements on that date in
13 concordance with the Court's October 18, 2012 Order and, on October 26, 2012, the Court
14 accordingly issued an Order to Show Cause set for October 30, 2012, at 9:30 a.m., and;

15 WHEREAS, the parties shall file settlement conference statements consistent with the
16 date of the rescheduled settlement conference and the Court's standing order.

17 NOW THEREFORE, the parties hereby request that the Court reschedule the settlement
18 conference for November 15, 2012. The parties further respectfully request that the Court vacate
19 the Order to Show Cause. The parties shall submit settlement conference statements no later
20 than seven days prior to the conference.

21 Dated: October 29, 2012

22 */s/ Michael R. Lozeau*

23 MICHAEL R. LOZEAU
24 Attorney for Plaintiffs

1 Dated: October 29, 2012

2 /s/ Meredith E. Brown

3 (as authorized on 10/29/12)

4 MEREDITH E. BROWN

5 Attorney for Defendants

OAKLAND MARITIME SUPPORT

SERVICES, INC. and WILLIAM ABOUDI

6 Dated: October 29, 2012

7 /s/ Robert Doty

8 (as authorized on 10/29/12)

9 ROBERT DOTY

10 Attorney for Defendant

REDEVELOPMENT AGENCY OF THE

CITY OF OAKLAND

11 **PURSUANT TO STIPULATION**, it is hereby ordered that:

- 12
- 13 1. The settlement conference shall be rescheduled for November 15, 2012, at 9:30 a.m.
 - 14 2. The parties shall submit settlement conference statements by November 8, 2012.
 - 15 3. The hearing to show cause on October 30, 2012, is hereby vacated.

16 **IT IS SO ORDERED.**

17 Dated: October 29, 2012

